

Message Text

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PAGE 01 NEW DE 18326 201727Z
ACTION NEA-10

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-01 INR-07 L-03
NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 AID-05
OMB-01 EB-07 TRSE-00 /069 W
----- 069679 /63

R 201229Z DEC 76
FM AMEMBASSY NEW DELHI
TO SECSTATE WASHDC 164
INFO AMEMBASSY ISLAMABAD
AMCONSUL BOMBAY
AMCONSUL CALCUTTA
AMCONSUL MADRAS

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E.O. 11652: N/A
TAGS: PINT, IN
SUBJECT: PRESIDENT SIGNS 42ND AMENDMENT BILL INTO EFFECT

1. WITH 16 STATES HAVING RATIFIED THE 42ND AMENDMENT BILL PASSED INTO LAW IN NOVEMBER (NEW DELHI 16515), THE CONSTITUTIONAL REQUIREMENT THAT MORE THAN HALF THE STATES RATIFY AN AMENDMENT HAS BEEN MET AND THE PRESIDENT SIGNED THE AMENDMENT INTO EFFECT ON DECEMBER 18.

2. KASHMIR IS ONE OF THE STATES WHICH HAS NOT YET RATIFIED THE AMENDMENT, HOWEVER, AND UNDER THE SPECIAL TERMS OF THE CONSTITUTION PERTAINING TO JAMMU AND KASHMIR, THE AMENDMENT WILL NOT BE IN EFFECT FOR STATE UNTIL IT IS FORMALLY RATIFIED BY THE STATE LEGISLATURE AND THE PRESIDENT ISSUES A SPECIAL ORDER WITH THE CONCURRENCE OF THE GOVT OF JAMMU AND KASHMIR. BECAUSE THE STATE HAS ITS OWN CONSTITUTION, THE J&K LEGISLATURE WILL ALSO HAVE TO INCORPORATE THE 42ND AMENDMENT CHANGES IN THE J&K CONSTITUTION. WE HAVE HEARD THAT SHEIKH ABDULLAH HAS EXPRESSED HIS RELUCTANCE TO APPROVE THE AMENDMENT, PERHAPS BECAUSE OF THE PROVISION ALLOWING

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THE GOI TO DECLARE AN EMERGENCY IN INDIVIDUAL STATES.
SCHNEIDER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: UPPER HOUSE, CONSTITUTIONAL AMENDMENTS, CENTRAL LEGISLATURE, LEGISLATIVE BILLS
Control Number: n/a
Copy: SINGLE
Draft Date: 20 DEC 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: vogelfj
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Executive Order: N/A
Errors: N/A
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Margaret P. Grafeld
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